

## Message Text

UNCLASSIFIED

PAGE 01 STATE 206626

16

ORIGIN ITC-01

INFO OCT-01 EUR-12 EA-09 IO-13 ISO-00 AGR-10 CEA-01

CIAE-00 COME-00 DODE-00 EB-07 FRB-01 H-02 INR-07

INT-05 L-03 LAB-04 NSAE-00 NSC-05 PA-02 AID-05

CIEP-02 SS-15 STR-04 TRSE-00 USIA-15 PRS-01 SP-02

OMB-01 FEA-01 FTC-01 /130 R

DRAFTED BY USITC:WTHART:MH

APPROVED BY EB/OT:WGBARRACLOUGH

EB/OT/STA:MHGOLDMAN

----- 055424

R 192116Z AUG 76

FM SECSTATE WASHDC

TO AMEMBASSY BONN

AMEMBASSY LONDON

AMEMBASSY PARIS

AMEMBASSY ROME

AMEMBASSY THE HAGUE

AMEMBASSY BERN

INFO USMISSION EC BRUSSELS

AMEMBASSY TOKYO

USMISSION GENEVA

USDEL MTN GENEVA

UNCLAS STATE 206626

E.O. 11652: N/A

TAGS: ETRD

SUBJECT: USITC INVESTIGATION OF CERTAIN COLOR TELEVISION  
RECEIVING SETS

1. THE U.S. INTERNATIONAL TRADE COMMISSION ON MARCH 18,  
1976, INSTITUTED AN INVESTIGATION UNDER SECTION 337 OF  
UNCLASSIFIED

UNCLASSIFIED

PAGE 02 STATE 206626

THE TARIFF ACT OF 1930 OF ALLEGED UNFAIR TRADE PRACTICES

IN THE IMPORTATION OF CERTAIN COLOR TELEVISION RECEIVING SETS FROM JAPAN. THE FOLLOWING IS THE TEXT OF THE COMMISSION'S NOTICE OF INVESTIGATION ISSUED MARCH 29, 1976 (WITH CERTAIN PURELY ADMINISTRATIVE DETAILS OMITTED). BEGIN TEXT:

A COMPLAINT WAS FILED WITH THE UNITED STATES INTERNATIONAL TRADE COMMISSION ON JANUARY 15, 1976, ON BEHALF OF GTE SYLVANIA INCORPORATED AND PHILCO CONSUMER ELECTRONICS CORPORATION ALLEGING UNFAIR METHODS OF COMPETITION AND UNFAIR ACTS IN THE IMPORTATION OF CERTAIN COLOR TELEVISION RECEIVING SETS INTO THE UNITED STATES, AND IN THEIR SALE, BY REASON OF (1) THE EXISTENCE OF PREDATORY PRICING SCHEMES RESULTING IN BELOW-COST AND UNREASONABLY LOW-COST PRICING OF SUCH TELEVISION SETS IN THE UNITED STATES, AND (2) ECONOMIC BENEFITS AND INCENTIVES FROM THE GOVERNMENT OF JAPAN CONTRIBUTING TO THE BELOW-COST AND

UNREASONABLY LOW-COST PRICING IN THE UNITED STATES. THE COMPLAINANT ALLEGES THAT THE EFFECT OR TENDENCY OF THE UNFAIR METHODS OF COMPETITION AND UNFAIR ACTS IS TO DESTROY OR SUBSTANTIALLY INJURE AN INDUSTRY, EFFICIENTLY AND ECONOMICALLY OPERATED, IN THE UNITED STATES, AND TO RESTRAIN OR MONOPOLIZE COMMERCE IN THE UNITED STATES. COMPLAINANTS REQUEST THAT THE IMPORTS IN QUESTION BE PERMANENTLY EXCLUDED FROM ENTRY INTO THE UNITED STATES OR, ALTERNATIVELY, THAT RESPONDENTS BE ORDERED TO CEASE AND DESIST FROM ENGAGING IN THE ALLEGED UNFAIR METHODS OF COMPETITION AND UNFAIR ACTS.

HAVING CONSIDERED THE ABOVE COMPLAINT, THE UNITED STATES INTERNATIONAL TRADE COMMISSION ON MARCH 18, 1976, ORDERED:

1. THAT PURSUANT TO SUBSECTION (B) OF SECTION 337 OF THE TARIFF ACT OF 1930, AS AMENDED (88 STAT. 2053), AN INVESTIGATION BE INSTITUTED TO DETERMINE WHETHER, ON THE BASIS OF THE FOREGOING ALLEGATIONS, THERE IS ANY VIOLATION OF THIS SECTION IN THE IMPORTATION OF COLOR TELEVISION RECEIVING SETS INTO THE UNITED STATES, OR IN THEIR SALE.

UNCLASSIFIED

UNCLASSIFIED

PAGE 03 STATE 206626

2. THAT FOR THE PURPOSE OF THE INVESTIGATION SO INSTITUTED,

HITACHI, LTD.  
TOKYO, JAPAN

HITACHI KADEN HANBAI

KABUSHIKI KAISHA  
TOKYO, JAPAN

HITACHI SALES CORPORATION OF AMERICA  
LONG ISLAND, NEW YORK

MITSUBISHI ELECTRIC CORPORATION  
TOKYO, JAPAN

MITSUBISHI CORPORATION  
TOKYO, JAPAN  
NATIONAL CORPORATION  
MITSUBISHI INTERNATIONAL CORPORATION  
277 PARK AVENUE  
NEW YORK, NEW YORK

SANYO ELECTRIC CO., LTD.  
OSAKA, JAPAN

SANYO ELECTRIC, INC.  
51 JOSEPH STREET  
MOONACHIE, NEW JERSEY

SANYO ELECTRIC TRADING COMPANY, LTD.  
OSAKA, JAPAN

SHARP CORPORATION  
OSAKA, JAPAN

SHARP ELECTRONICS CORPORATION  
PARAMUS, NEW JERSEY

TOKYO SHIBAURA ELECTRIC CO., LTD.  
UNCLASSIFIED

UNCLASSIFIED

PAGE 04     STATE 206626

TOKYO, JAPAN

TOSHIBA AMERICA, INC.  
NEW YORK, NEW YORK

WHICH ARE ALLEGED TO BE INVOLVED IN THE IMPORTATION OF  
THE COLOR TELEVISION RECEIVING SETS INTO THE UNITED  
STATES, OR IN THEIR SALE, AS OWNERS, IMPORTERS, CONSIGNEES,  
OR AGENTS OF EITHER, ARE HEREBY NAMED AS RESPONDENTS  
UPON WHOM THE COMPLAINT WILL BE SERVED.

3. THAT THE COMMISSION HAS APPOINTED MYRON R. RENICK  
AS PRESIDING OFFICER IN THIS PROCEEDING. THAT FOR  
PURPOSES OF THE INVESTIGATION SO INSTITUTED, WILHELM A.  
ZEITLER IS HEREBY NAMED AS THE COMMISSION INVESTIGATIVE

ATTORNEY.

RESPONSES SUBMITTED BY THE PARTIES AND SUBMISSIONS BY INTERESTED PERSONS WHICH ARE PERTINENT TO THE INVESTIGATION WILL BE CONSIDERED BY THE COMMISSION IF RECEIVED NOT LATER THAN THIRTY (30) DAYS AFTER SERVICE OF THIS NOTICE AND THE COMPLAINT HAS BEEN EFFECTED. A SIGNAL ORIGINAL AND NINETEEN (19) TRUE COPIES OF EACH RESPONSE OR SUBMISSION SHOULD BE FILED WITH THE SECRETARY, UNITED STATES INTERNATIONAL TRADE COMMISSION, AND SERVICE OF SUCH RESPONSE OR SUBMISSION SHALL BE MADE UPON EACH OF THE PARTIES TO THE INVESTIGATION, INCLUDING THE COMMISSION INVESTIGATIVE ATTORNEY.

EXTENSIONS OF TIME FOR SUBMITTING A RESPONSE OR SUBMISSION WILL NOT BE GRANTED UNLESS GOOD AND SUFFICIENT CAUSE IS SHOWN THEREFOR.

FAILURE OF A PARTY TO FILE A RESPONSE WITHIN THE TIME PROVIDED TO EACH OF THE ALLEGATIONS WHICH ARE THE SUBJECT OF THIS INVESTIGATION AS SET FORTH IN THIS NOTICE, TAKING INTO CONSIDERATION THE APPLICABLE DETAIL OF THE ALLEGATIONS IN THE COMPLAINT, MAY BE DEEMED TO CONSTITUTE A WAIVER OF ITS RIGHT TO APPEAR AND CONTEST SUCH ALLEGATIONS AND SHALL AUTHORIZE THE COMMISSION, WITHOUT FURTHER NOTICE TO THAT PARTY, TO FIND THE FACTS TO BE UNCLASSIFIED

UNCLASSIFIED

PAGE 05 STATE 206626

AS ALLEGED AND TO ENTER AN ORDER CONTAINING SUCH FINDINGS. END TEXT. ROBINSON

UNCLASSIFIED

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** TELEVISION, ELECTRONIC EQUIPMENT, TRADE LAW, IMPORTS, INVESTIGATIONS, TRADE CONTROLS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 19 AUG 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976STATE206626  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** WTHART:MH  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D760319-0465  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1976/newtext/t19760837/aaaabfvy.tel  
**Line Count:** 203  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN ITC  
**Original Classification:** UNCLASSIFIED  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 4  
**Previous Channel Indicators:** n/a  
**Previous Classification:** n/a  
**Previous Handling Restrictions:** n/a  
**Reference:** n/a  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** CunninFX  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 09 APR 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <09 APR 2004 by ReddocGW>; APPROVED <03 JAN 2005 by CunninFX>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
04 MAY 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** USITC INVESTIGATION OF CERTAIN COLOR TELEVISION RECEIVING SETS  
**TAGS:** ETRD, US, JA, USITC  
**To:** BONN  
LONDON  
MULTIPLE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006